



PTO/SB/61 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)

2267.006

First Named Inventor: **Laijin Luo**

Art Unit: 1714

Application Number: 10/727,083

Examiner:

Filed: December 2, 2003

Title:

**Process for the Preparation of Amphiphilic
Poly(N-vinyl-2-pyrrolidone) Block Copolymers**

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9382.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee.
- (2) Reply and/or issue fee.
- (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay.

1. Petition fee

☒ Small entity - fee \$ 55.00 (37 CFR 1.17(i)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(i)).

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of
Response to Missing Parts (identify the type of reply):

☐ has been filed previously on _____

☒ is enclosed herewith.

B. The issue fee of \$ _____

☐ has been filed previously on _____

☐ is enclosed herewith.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/20/2004 NHEKONEN 00000106 10727083

55.00 DP

05 FC:2452

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

9/14/2004
Date

Ferris H. Lander
Signature

(561) 625-6575
Telephone Number

Ferris H. Lander
Typed or printed name

43,377;
Registration Number, if applicable

McHale & Slavin, P.A..
2855 PGA Boulevard
Address

Palm Beach Gardens, FL 33410
Address

Enclosure ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unavoidable delay

☐

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date

Signature

Typed or printed name of person signing certificate

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

9/14/2004

Date

Ferris H. Lander

Signature

43,377

Registration Number, if applicable

Ferris H. Lander

Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

Please see the attached Statement by the above attorney.

(Please attach additional sheets if additional space is needed.)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICANT : Laibin Luo et al

INVENTION: : PROCESS FOR THE PREPARATION OF AMPHIPHILIC
POLY(N-VINYL-2-PYRROLIDONE) BLOCK
COPOLYMERS

SERIAL NUMBER : 10/727,083

FILING DATE : December 2, 2003

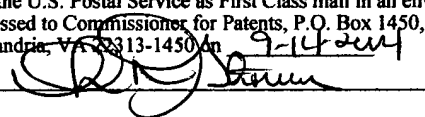
EXAMINER: : (not assigned yet)

GROUP ART UNIT : 1714

ATTORNEY DOCKET NO. : 2267.006

**PETITION TO REVIVE UNAVOIDABLY ABANDONED
APPLICATION UNDER §1.137**

CERTIFICATE UNDER 37 CFR 1.8(a)
I hereby certify that this correspondence is being deposited
with the U.S. Postal Service as First Class mail in an envelope
addressed to Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450. 9-14-04



Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request that the above-identified patent application, which was unavoidably abandoned on September 4, 2004, be revived as a pending application. The abandonment of the application was not occasioned by any fault on the part of Applicants.

On September 1, 2004 the undersigned attorney's offices were closed as a state of emergency was declared for the state of Florida due to the approach of Hurricane Frances. As a result, all Florida post offices were closed and courier services were unavailable and/or closed until after the hurricane passed. Once Hurricane Frances passed, the undersigned attorney's offices were without power and telephone service until September 13, 2004. The physical files were

unavailable to the undersigned, furthermore no technological means of response to the outstanding issues in this application were available to the undersigned.

Upon restoration of power to the undersigned attorney's offices and the return of all attorneys and staff, a proper response to the official Notice to File Missing Parts was immediately prepared and is filed herewith, along with the instant petition and associated fees and attachments as outlined below. In view of the extenuating circumstances, it is respectfully urged that the Office grant this petition.

A check in the amount of \$55.00 to cover the cost of the above Petition under 37 CFR §1.17(l) is enclosed.

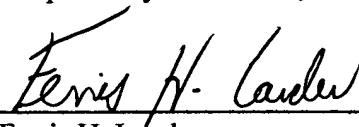
Included with this Petition are the following enclosed materials:

- (1) A copy of the Notice to File Missing Parts;
- (2) a Declaration form executed by the inventors;
- (3) a Petition for Extension of Time with the appropriate fee of \$740.00 under 37 CFR §1.17(a)(4); and
- (4) a check in the amount of \$1,411.00, which covers the basic filing fee of \$385.00, the additional claim fees of \$961.00, and the surcharge of \$65.00.

Reinstatement of the above application is hereby respectfully requested.

Respectfully Submitted,

Date: 9/14/2004



Ferris H. Lander
Reg. No. 43,377
McHale & Slavin, P.A.
2855 PGA Boulevard
Palm Beach Gardens, FL 33410
Telephone: (561) 625-6575